

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

THOMAS KELLEY,	CIVIL ACTION NO.: 05 10596 NMG
Plaintiff,)
)
VS.)
)
TOWN OF PLYMOUTH and)
ROBERT J. POMEROY, as Chief of the)
Plymouth Police Department and)
Individually,)
Defendants.)

DEFENDANTS' MOTION TO EXTEND
SCHEDULING ORDER DEADLINES

Now come the Defendants in the above-captioned matter, and hereby request this Honorable Court to extend the deadlines of its current Scheduling Order by 60 days (including discovery, filing of dispositive motions, and trial date).

As reasons for this motion, counsel for the defendants state they require the additional time to file their motion for summary judgment. Undersigned counsel states that he has just finished a month-long trial (*Kennedy v Billerica, et. al.*, Docket No.: 04-12357-PBS) in Federal Court and has two other trials scheduled within the next month in Worcester Superior Court (*Pardee v Walker*, Docket No.: 01-0980 and *Bastien v Sutton*, Docket No.: 2001-01721). In addition, both parties are still waiting for certain discovery responses from the Massachusetts Inspector General's office in this case.

The Defendants submit that the parties will not be prejudiced by this proposed extension. Therefore, the defendants respectfully request that this Court allow the extension.

Respectfully submitted,
DEFENDANTS,
ROBERT J. POMEROY and the
TOWN OF PLYMOUTH,
By their attorneys,

/s/ Jeremy I. Silverfine
Jeremy I. Silverfine, BBO#542779
Leonard H. Kesten, BBO# 542042
BRODY, HARDOON, PERKINS & KESTEN, LLP
One Exeter Plaza
Boston, MA 02116
(617) 880-7100

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